



Mike Dewine, Governor
John Husted, Lt. Governor
Laurie A. Stevenson, Director

February 4, 2021

Simone DiPasquale
11 White Hawk Trail
Patterson, NY 12563

**Re: S&R Recycling, Inc.
Director's Authorization
Approval
RCRA C - Hazardous Waste
Columbiana County
OHR000119800**

**Subject: Closure Plan Approval
Clean Closure by Removal
S&R Recycling, Inc.
OHR000119800**

Dear Mr. DiPasquale:

On December 28, 2020, S&R Recycling, Inc. (S&R Recycling) submitted to the Ohio Environmental Protection Agency (Ohio EPA) a closure plan for two hazardous waste management units located at 29550 U.S. Route 30 in Kensington, Ohio. The closure plan was submitted pursuant to the July 2, 2019 Consent Order (Columbiana County Court of Common Pleas case no. 2008CV00792) in order to demonstrate that S&R Recycling's proposal for closure complies with the substantive requirements of Ohio Administrative Code (OAC) rules 3745-55-11 and 3745-55-12.

The owner or operator and the public were given the opportunity to submit written comments regarding the closure plan in accordance with the hazardous waste rule requirements. No public comments were received by Ohio EPA.

Based upon review of S&R Recycling's submittal, I conclude that the closure plan for the hazardous waste facility at 29550 U.S. Route 30 in Kensington, Ohio (parcel number 2703841002) meets the performance standard contained in OAC rule 3745-55-11 and complies with the pertinent parts of OAC rule 3745-55-12.

The closure plan submitted to Ohio EPA on December 28, 2020 by S&R Recycling is hereby approved.

Compliance with the approved closure plan is expected. Ohio EPA will monitor such compliance. Ohio EPA expressly reserves the right to take action, pursuant to chapters 3734. and 6111. of the Ohio Revised Code, and other applicable law, to enforce such

compliance and to seek appropriate remedies in the event of noncompliance with the provisions and modifications of this approved plan. Please be advised that approval of this closure plan does not release S&R Recycling from any responsibilities regarding corrective action for all releases of hazardous waste or constituents from any waste management unit, regardless of the time at which waste was placed in the unit.

You are hereby notified that this action of the director is final and may be appealed to the Environmental Review Appeals Commission pursuant to Section 3745.04 of the Ohio Revised Code. The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based. The appeal must be filed with the Commission within 30 days after notice of the director's action. The appeal must be accompanied by a filing fee of \$70.00 (made payable to "Treasurer, State of Ohio") which the Commission, in its discretion, may reduce if by affidavit you demonstrate that payment of the full amount of the fee would cause extreme hardship. Notice of the filing of the appeal shall be filed with the director within three days of filing with the Commission. Ohio EPA requests that a copy of the appeal be served upon the Ohio Attorney General's Office, Environmental Enforcement Section. An appeal may be filed with the Environmental Review Appeals Commission at the following address:

Environmental Review Appeals Commission
30 East Broad Street, 4th Floor
Columbus, Ohio 43215

When closure is completed, OAC rule 3745-55-15 requires the owner or operator of a facility to submit to the director of Ohio EPA, certification by the owner or operator and a qualified professional engineer, that the facility has been closed in accordance with the approved closure plan. The certification by the owner or operator shall include the statement found in OAC rule 3745-50-42(D). These certifications should be submitted to:

Ohio Environmental Protection Agency
Division of Environmental Response and Revitalization
P.O. Box 1049
Columbus, Ohio 43216-1049
Attn: Erik Hagen, ERAS

A copy should also be sent to:

Ohio Environmental Protection Agency
Division of Environmental Response and Revitalization
Northeast District Office
2110 E. Aurora Road
Twinsburg, Ohio 44087
Attn: Frank Zingales

If you have any questions about implementing this closure plan, please contact Frank Zingales at (330) 963-1108.

Sincerely,



Laurie Stevenson
Director

ec: Frank Zingales, Ohio EPA, DERR, NEDO
Natalie Oryshkewych, Ohio EPA, DERR, NEDO
John Palmer, Ohio EPA, DERR, NEDO
Don Vogel, Ohio EPA, DERR, CO
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